

**DECLARATION - USA PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **DEVICES AND METHOS FOR GLAUCOMA TREATMENT**; the specification of which was filed on **August 5, 2003** as Application Serial No. **10/634,213** and was amended by Preliminary Amendment on **September 4, 2003**.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56;

I hereby claim the benefit under Title 35, United States Codes § 119(e) of any United States provisional applications listed below.

Application No.: 60/401,166 Filing Date: August 5, 2002

Application No.: 60/451,226

Filing Date: February 28, 2003

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S.A. Application

Application No.: 10/118,578

Filing Date: April 8, 2002 Status: Pending

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **David Haffner**

Inventor's signature *David Haffner* Date Dec 5, 2003

Residence: **24681 Via San Fernando, Mission Viejo, CA 92692**

Citizenship: **United States**

Post Office Address: **Same as Above**

Full name of second inventor: Gregory T. Smedley

Inventor's signature *Greg Smedley* Date DEC 1, 2003

Residence: 15 Crimson Canyon, Aliso Viejo, CA 92656

Citizenship: United States

Post Office Address: Same as Above

Full name of third inventor: Hosheng Tu

Inventor's signature *Hosheng Tu* Date 12/10/2003

Residence: 15 Riez, Newport Coast, CA 92657

Citizenship: United States

Post Office Address: Same as Above

Send Correspondence To:

KNOBBE, MARTENS, OLSON & BEAR, LLP

Customer No. 20,995

COPY

ASSIGNMENT

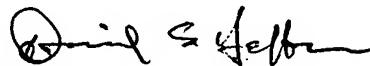
WHEREAS, We, David Haffner, a United States citizen, residing at 24681 Via San Fernando, Mission Viejo, CA 92692; Gregory T. Smedley, a United States citizen, residing at 15 Crimson Canyon, Aliso Viejo, CA 92656; and Hosheng Tu, a United States citizen, residing at 15 Riez, Newport Coast, CA 92657, have invented certain new and useful improvements in a DEVICES AND METHODS FOR GLAUCOMA TREATMENT for which we have filed an application for Letters Patent in the United States, Application No. 10.634,213, filed on August 5, 2003;

AND WHEREAS, Glaukos Corporation (hereinafter "ASSIGNEE"), a Delaware Corporation, with its principal place of business at 26061 Merit Circle, Suite 101, Laguna Hills, CA 92653, desires to acquire the entire right, title, and interest in and to the said improvements and the said Application:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, we, the said inventors, do hereby acknowledge that we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, the entire right, title, and interest throughout the world in, to and under the said improvements, and the said application and all provisional applications relating thereto, and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent which may hereafter be filed for said improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and we hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND WE HEREBY covenant and agree that we will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 5th day of December, 2003.



David Haffner

STATE OF CALIFORNIA

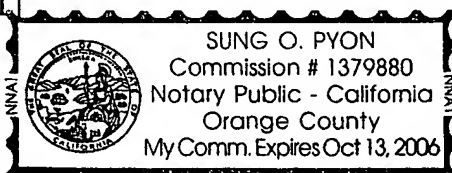
COUNTY OF ORANGE

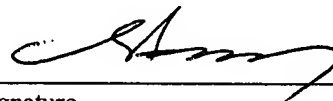
ss.

On DEC. 5, 2003, before me, SUNG O. PYON, NOTARY PUBLIC, personally appeared David Haffner ~~personally known to me (or proved to me on the basis of satisfactory evidence)~~ to be the person~~(s)~~ whose name~~(s)~~ is/~~are~~ subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity~~(ies)~~, and that by his signature~~(s)~~ on the instrument the person~~(s)~~, or the entity upon behalf of which the person~~(s)~~ acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]





Notary Signature

COPY

Application No.: 10/634,213
Filing Date: August 5, 2003

PATENT
Client Code: GLAUKO.011CP1
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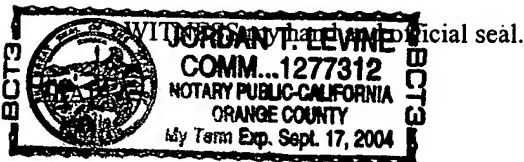
IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 1st day of December, 2003.

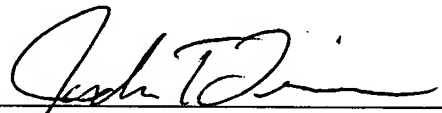


Gregory T. Smedley

STATE OF Califor }
COUNTY OF orange } ss.

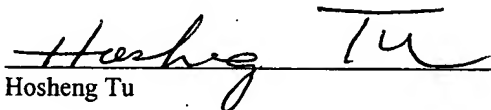
On Dec 1 2003, before me, Jordan Levine, personally appeared Gregory T. Smedley personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.





Notary Signature

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 10th day of December, 2003.



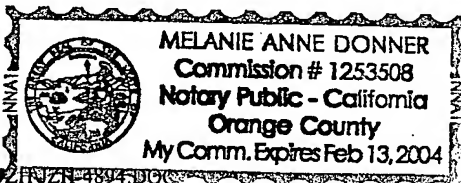
Hosheng Tu

STATE OF California }
COUNTY OF Orange } ss.

On Dec. 10th, 2003, before me, Melanie Anne Donner, personally appeared Hosheng Tu personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

[SEAL]





Notary Signature

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